

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

MIKELL MCCALL,

Plaintiff,

v.

MARK STEGEMOLLER,

Defendant.

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Case No. 2:18-cv-228

JUDGE ALGENON L. MARBLEY

Magistrate Judge Deavers

ORDER

This matter comes before the Court on the Magistrate Judge's June 6, 2018, Report and Recommendation which recommended that the Court dismiss the action for failure to state a claim. (ECF No. 2)

The Report and Recommendation specifically advised the parties that the failure to object results in a waiver of the right to have the district judge review the Report and Recommendation *de novo*, and also operates as a waiver of the right to appeal the decision of the District Court adopting the Report and Recommendation. (*Id.* at 6). The parties have failed to file any objections, and the deadline for objections (June 20, 2018) has lapsed.

The Court hereby **ADOPTS** the Report and Recommendation based on the independent consideration of the analysis therein. The action is **DISMISSED**.

IT IS SO ORDERED.

s/ Algenon L. Marbley

ALGENON L. MARBLEY

UNITED STATES DISTRICT JUDGE

DATED: June 29, 2018